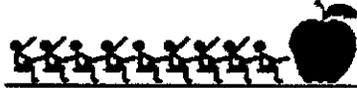
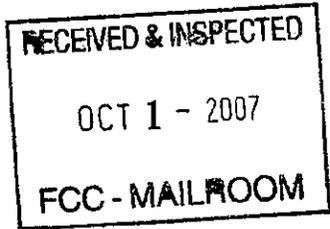


DOCKET FILE COPY ORIGINAL



Bethlehem Area School District

Office of Information Technologies



September 24, 2007

CC: 02-6

CC Docket No. 96-45

CC Docket No. 02-6

Company Name	Bethlehem Area School District
Billed Entity Name	Bethlehem Area School District
Application Number	531843
Billed Entity Number	125903
Funding Request Number	1468898
Contact Name	Robin L. Lutchter
Address	3149 Chester Ave, Bethlehem, PA 18020
Telephone Number	610-807-5571 (ext. 35972)
Fax Number	610-807-5526
e-Mail Address	rlutchter@bethsd.org

On January 8, 2007 BASD filed an appeal with the FCC for all of the ERate applications filed for the 2006-2007 school year. In March 2007 BASD received approval from the FCC and the issue was remanded to the USAC/SLD. BASD worked with USAC/SLD subsequent to the March 2007 remand. Information was sent to the USAC/SLD regarding this FRN.

On 9/14/2007 BASD received approval from the USAC/SLD for all of the services included in the remand except FRN1468898. The USAC/SLD indicates that this FRN was not part of the remand from the FCC, even though the FRN was included in their correspondence and BASD answered questions regarding FRN 1468898. I would ask that the FCC approve funding for FRN 1468898. It is for Internet service for the school district. Please note the attached letter of appeal that was sent to you in January of 2007.

Attached is the original FCC appeal letter dated January 8, 1007, and the email attachment for the March 2007 remand which includes this FRN.

I thank you in advance for your attention to this request.

Sincerely,

Robin L. Lutchter, Director of Information Technologies

No. of Copies rec'd 041
List A B C D E

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LETTER OF APPEAL Federal Communications Commission

January 8, 2007

CC Docket No. 96-45

CC Docket No. 02-6

Company Name	Bethlehem Area School District
Billed Entity Name	Bethlehem Area School District
Application Number	531843
Billed Entity Number	125903
Funding Request Number	1468898
Contact Name	Robin L. Lutcher
Address	3149 Chester Ave, Bethlehem, PA 18020
Telephone Number	610-807-5571 (ext. 35972)
Fax Number	610-807-5526
e-Mail Address	rlutcher@bethsd.org

This letter is to appeal the recent decision of the SLD to deny funding on the above application. Attached is the letter from the SLD and the paperwork sent to the SLD when that appeal was processed.

The denial from the SLD states that information was not sent in within the required time frame. Please note the following facts:

- 1) We acknowledged receipt of the information via telephone on April 24, 2006.
- 2) On May 22, 2006 we requested an extension via telephone. This request was granted verbally at that time. The extension was requested due to the following reasons:
 - a. The final budget for the 2006-2007 school year would not be available until June 30, 2006
 - b. The technology office had been under construction and we were in temporary offices. We were scheduled to move back into our offices in late May/early June and some of the documents were stored in boxes.

During the application process for FORM 470 and FORM 471, all deadlines were met and regulations adhered to. The request for an extension was made in good faith and with the intent of complying with the request of the SLD. The documents were not submitted to the SLD because I had received an affirmative response to my verbal request.

The attached documents support the above application. I request that the FCC please approve funding for this application and thank you in advance for your consideration of this request.

Sincerely,

Robin L. Lutcher
Director of Information Technologies

Copy of
Remand
Email

4-13-07

Subject: 125903 BETHLEHEM AREA SCHOOL DIST FY2006 Remand
From: "PIAIntegrated" <PIAIntegrated@sl.universalservice.org>
Date: Fri, 13 Apr 2007 14:25:03 -0400
To: <rlutcher@bethsd.org>
CC: "Robin Lutcher@16108075526" <JMCEAFAX-Robin+20Lutcher+4016108075526@necaservices.com>

Ms. Robin L. Lutcher,

As a result of recent FCC Order (07-36, released March 28, 2007) that remanded your applications to us, we are processing your Funding Year 2006 Form (s) 471 to ensure that they are in compliance with Program rules. To continue processing your forms, we require additional information. I have attached a copy of the Selective Review Information Request. It is important that we receive all of the information requested within **30** calendar days from the date of this document so that we may complete the review of your funding requests.

Please respond to my earlier e-mail wherein I requested that you confirm that the schools are cover under a consolidated budget. Also, please confirm that you have received this E-mail/Fax and the attached document.

Kenneth A. Solomon

Program Integrity Assurance
Schools and Libraries Division
Voice: 973-581-5103
Desktop Fax: 973-599-6515
E-mail: KSolomo@sl.universalservice.org

Confidentiality Notice: *The information in this e-mail and any attachments thereto is intended for the named recipient(s) only. This e-mail, including any attachments, may contain information that is privileged and confidential and subject to legal restrictions and penalties regarding its unauthorized disclosure or other use. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action or inaction in reliance on the contents of this e-mail and any of its attachments is **STRICTLY PROHIBITED**. If you have received this e-mail in error, please immediately notify the sender via return e-mail; delete this e-mail and all attachments from your e-mail system and your computer system and network; and destroy any paper copies you may have in your possession. Thank you for your cooperation.*

125903 Bethlehem Area School District Remand FY 2006.doc
Content-Description: 125903 Bethlehem Area School District Remand FY 2006.doc
Content-Type: application/msword
Content-Encoding: base64

125903_Bethehem_Area_School_Dist_ConsolBENs_FY_2006.xls
Content-Description: 125903_Bethehem_Area_School_Dist_ConsolBENs_FY_2006.xls
Content-Type: application/vnd.ms-excel
Content-Encoding: base64



Schools and Libraries Division

Copy of
Audit
4/13/07

Note: 531843

SELECTIVE REVIEW INFORMATION REQUEST (SRIR)			
FUNDING YEAR 2006			
CASE # SR-2006-125903			
To:	Robin L. Lutchter	From:	Kenneth Solomon
Your Phone Number:	610-807-5571	My Phone Number:	973-581-5103
Your Fax Number:	610-807-5526	My Fax Number:	973-599-6515
Entity Name:	BETHLEHEM AREA SCHOOL DIST	My E-Mail Address:	ksolomo@sl.universalservice.org
Today's Date:	4/13/2007	Total Pages:	9
PLEASE RESPOND BY:	5/13/2007		
Form 471 Application Number(s):	531843, 532028, 532117, 534228, 534843, 534980, 535090, 533726, 533860, 533981, 534601, 534316, 534078		
PLEASE CALL TO CONFIRM THAT THIS DOCUMENT HAS BEEN RECEIVED IN ITS ENTIRETY.			

FCC Remand

As a result of recent FCC Order (07-36, released March 28, 2007) that remanded your application(s) to us, we are processing your Funding Year 2006 Form (s) 471 to ensure that they are in compliance with Program rules. To continue processing your form(s), we require additional information.

It is important that we receive all of the information requested within 30 calendar days from the date of this document so that USAC may complete the review of your funding request(s). USAC encourages you to provide full and complete responses. A non-response to any of the questions asked will be interpreted to mean that you had no information to provide on the question. A partial answer will be viewed as being all of the information that you have on the subject. When your response is received, USAC will complete the Selective Review based on the information on hand. USAC urges you to carefully review your response before returning it to ensure that you have provided complete responses to all questions. Finally, note that USAC is unable to grant multiple or lengthy extensions to respond to this request for information or seek information not previously provided.

- (Part I) Competitive bidding and vendor selection processes, and
- (Part II) Information to support the certifications you made on FCC Form 471

Who can respond to this request for information?

This document requests information that must be provided by the applicant or by the applicant's authorized representative.

How to respond

Please send your responses to the questions outlined on the following pages to:

Via Fax:	Via Expedited Mail:	Via email:
Kenneth Solomon PIA Selective Review 973-599-6515 (fax)	Kenneth Solomon SLD 100 S. Jefferson Road Whippany, NJ 07981	ksolomo@sl.universalservice.org

Thank you for your assistance as we work to assure the integrity of the Schools and Libraries Universal Service Support Mechanism. It is important that we receive all of the information requested within 30 calendar days. A checklist of the items requested in this document is included on page 2. If you have any questions with regard to this request or these worksheets, please contact the reviewer at the phone number or email address listed above.

*Copy
Note FEN
53184
Included*

Selective Review Information Request Completion Certification

Complete and return the enclosed Certification to the Schools and Libraries Division (SLD). If the applicant's authorized representative completed the information in this document, please *attach a copy of the letter of agency or other agreement* between the applicant and consultant authorizing them to act on the school or library's behalf. For the purposes of this form, in the Employer's Name field, a consultant should enter the name of his or her consulting firm. Please note that if an authorized representative signs this form, a signer of school or library official is also required in the space provided below.

SECTION 1: AUTHORIZED SIGNER INFORMATION		
Name of Authorized Signer	Title	
Email Address	Telephone Office:	Fax :
Authorized Signer's Employer's Name		
Employer's Street Address	State	Zip Code
SECTION 2: APPLICANT INFORMATION		
Billed Entity Name BETHLEHEM AREA SCHOOL DIST	Billed Entity Number 125903	
Funding Year 2006 Forms 471 Application Numbers: 531843, 532028, 532117, 534228, 534843, 534980, 535090		
SECTION 3: CERTIFICATION STATEMENTS		
<ul style="list-style-type: none"> ▫ I certify that I prepared the responses in this document on behalf of the above named entity. ▫ I certify that despite any budget deficits, fund-raising effort shortfalls, or other uncertainties that the funding source(s) identified for my applicant share of E-rate will not be affected. ▫ I certify that the Billed Entity <ul style="list-style-type: none"> <input type="checkbox"/> is an Education Service Agency as defined under state law. <input type="checkbox"/> is not an Education Service Agency (ESA) as defined under state law. 		
Authorized Signer's Signature	Date	
Authorized School or Library Official's Signature	Date	
Title of Authorized School or Library Official		

The FCC's Fifth Report and Order (FCC 04-190) released on August 13, 2004, sets out document retention requirements for program participants. Failure to comply with these requirements will put your funding at risk.

EXPANDED / CONSOLIDATED BEN WORKSHEET

Entity Name	Bethlehem Area School District	Fountain Hill Elementary School	Lindon Elementary School	Marvine Elementary School	Freemanburg Elementary School	Liberty High School	Freedom Senior High School		
BEN	125903	19042	19052	19053	19054	19061	19072		
Telecomm Services									
Funding Request	\$169,383.85		\$1,432.03						
Applicant Share	\$122,657.27		\$358.01						
Pre-Discount Total	\$292,041.12	\$0.00	\$1,790.04	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Internet Access									
Funding Request	\$52,200.00								
Applicant Share	\$37,800.00								
Pre-Discount Total	\$90,000.00								\$0.00
Connections MN									
Funding Request	\$45,422.90								
Applicant Share	\$32,891.90								
Pre-Discount Total	\$78,314.80								\$0.00
Connections									
Funding Request	\$187,762.84	\$1,718.40		\$1,611.04	\$1,718.40	\$61,176.00	\$164,107.80		
Applicant Share	\$135,966.20	\$429.00		\$179.00	\$429.60	\$61,176.00	\$164,107.80		
Pre-Discount Total	\$323,729.04	\$2,147.40	\$0.00	\$1,790.04	\$2,148.00	\$122,352.00	\$328,215.60	\$0.00	\$0.00
Total Funding Request	\$454,769.59	\$1,718.40	\$1,432.03	\$1,611.04	\$1,718.40	\$61,176.00	\$164,107.80	\$0.00	\$0.00
Total Applicant's Share	\$329,315.37	\$429.00	\$358.01	\$179.00	\$429.60	\$61,176.00	\$164,107.80	\$0.00	\$0.00

CONSOLIDATED

Service Type	Funding Request	Applicant Share	Pre-Discount Total
Telcomm Services	\$170,815.88	\$123,015.28	\$293,831.16
Internet Access	\$52,200.00	\$37,800.00	\$90,000.00
Internal Connections MN	\$45,422.90	\$32,891.90	\$78,314.80
Internal Connections	\$418,094.48	\$362,287.60	\$780,382.08
Total	\$686,533.26	\$555,994.78	\$1,242,528.04

*Remainder
audit*

Copy

LETTER OF APPEAL
Federal Communications Commission

January 8, 2007

CC Docket No. 96-45

CC Docket No. 02-6

Company Name	Bethlehem Area School District
Billed Entity Name	Bethlehem Area School District
Application Number	531843
Billed Entity Number	125903
Funding Request Number	1468898
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Address	3149 Chester Ave, Bethlehem, PA 18020
Telephone Number	610-807-5571 (ext. 35972)
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e-Mail Address	rlutchter@bethsd.org

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Sincerely,

Robin L. Lutchter
Director of Information Technologies